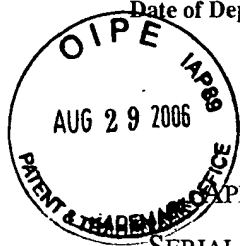


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Date of Deposit: August 29, 2006

Attorney Docket No.: 26505-525 NATL



08-31-06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Oyelere et al.
SERIAL NUMBER : 10/566,149 EXAMINER : Not Yet Assigned
FILING DATE : January 27, 2006 ART UNIT : Not Yet Assigned
FOR : BIARYL HETEROCYCLIC AMINES, AMIDES, AND SULFUR-
CONTAINING COMPOUNDS AND METHODS OF MAKING AND
USING THE SAME

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action based on the merits in the above-identified case. Accordingly, no fee or certification is believed required.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

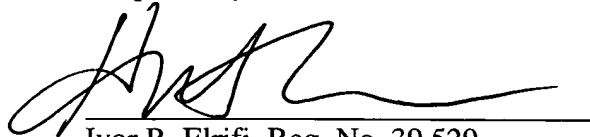
By submitting this Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANTS: Oyelere et al.
U.S.S.N.: 10/566,149

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 26505-525 NATL.

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529
Heidi A. Erlacher, Reg. No. 45,409
Attorney(s) for Applicants
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.

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Date: August 29, 2006

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Page 1 of 2
Attorney Docket No.: 26505-525 NATL

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PTO/SB (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Modified Form 1449/PTO				Application Number		10/566,149	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Filing Date		January 27, 2006	
				First Named Inventor		Oyelere	
				Group Art Unit		Not Yet Assigned	
				Examiner Name		Not Yet Assigned	
				Attorney Docket Number		26505-525 NATL	
U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
U.S. PUBLISHED APPLICATION DOCUMENTS							
Exam Initials	Cite No.	U.S. Published Application No.	Published Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
FOREIGN PATENT DOCUMENTS							
Exam Initials	Cite No.	Foreign Patent Document Office	Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No	
	B1	EP	0 352 781 A2	E.I. DU PONT DE NEMOURS AND COMPANY	01/31/90		
	B2	EP	0 694 543 A1	BAYER AG	01/31/96		NO
	B3	WO	93/09103	THE UP-JOHN COPMANY	05/13/93		
	B4	WO	98/54161	PHARMACIA & UPJOHN COMPANY	12/03/98		
	B5	WO	99/33839	CHEIL JEDANG CORPORATION	07/08/99		
	B6	WO	00/10566	BRISTOL-MYERS SQUIBB COMPANY	03/02/00		
	B7	WO	00/29396	BAYER AKTIENGESSELLSCHAFT	05/25/00	Abstract only	
	B8	WO	01/32633	F. HOFFMANN-LA ROCHE AG	05/10/01	Abstract only	
	B9	WO	01/42229 A1	ORTHO-MCNEIL PHARMACEUTICAL, INC.	06/14/01		
	B10	WO	01/81350 A1	ASTRAZENECA UK LIMITED	11/01/01		
	B11	WO	01/94342 A1	DONG A PHARM. CO., LTD.	12/13/01		
	B12	WO	03/084534 A1	PHARMACIA & UPJOHN COMPANY	10/16/03		
	B13	WO	2004/056819 A1	ASTRAZENECA AB; ASTRAZENECA UK LIMITED	07/08/04		
	B14	WO	2005/012271 A2	RIB-X PHARMACEUTICALS, INC.	02/10/05		
	B15	WO	2005/019211 A2	RIB-X PHARMACEUTICALS, INC.	03/03/05		

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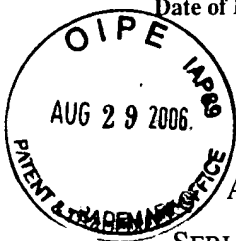
Page 2 of 2
Attorney Docket No.: 26505-525 NATL

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C1	Brickner, S.J., <i>urrent Pharmaceutical Design</i> , 2:175-194 (1996)
	C2	Zurenko et al. <i>Exp. Opin. Invest. Drugs</i> , 6(6):151-158 (1997)

* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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Commissioner for Patents
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Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (2 pages), in duplicate;
3. Copies of Cited References: B1-15; C1-2; and
4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 26505-525 NATL. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529
Heidi A. Erlacher, Reg. No. 45,409
Attorney(s) for Applicants
MINTZ, LEVIN, COHN, FERRIS,
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